IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 9TH OCTOBER 2007 / 17TH ASWINA 1929

Crl.Rev.Pet.No. 3647 of 2007(Y)

CRA.425/2005 of ADDL.SESSIONS COURT, KOZHIKODE
CC.159/2002 of JUDL. MAGISTRATE OF FIRST CLASS-III, KOZHIKODE

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REVN. PETITIONER: REVISION PETITIONER/APPELLANT/ACCUSED

M.ABDUL BASHEER MANALODY,
S/O LATE MANALODY IMBICHI KOYA,
NAYIKARUMBIL HOUSE, KINASSERY P.O.,
POKKUNNU, KOZHIKODE.

BY ADV. SRI.T.G.RAJENDRAN

RESPONDENTS: COMPLAINANT & STATE

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1. K.RAJITHA, D/O SREENIVASAN KAVUNGAL,
PROPRIETOR, GURUSAKTHI GENERAL FINANCE,
M.M.ALI ROAD, KOZHIKODE, REP. BY POWER OF ATTORNEY
HOLDER A.M.PRASAD, S/O A.M.NARAYANAN, 20/445,
ATHIKARIMANAMMAL P.O., KALLAI, KOZHIKODE.

2. STATE OF KERALA,REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,ERNAKULAM.

BY ADV. SRI.CIBI THOMAS FOR R1
PUBLIC PROSECUTOR SRI.K.S.SIVAKUMAR

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 9.10.2007 , THE COURT ON 09/10/2007 PASSED THE FOLLOWING:

V. RAMKUMAR, J.

Crl. R.P. No. 3647 OF 2007

Dated this the 9th day of October, 2007

O R D E R

The revision petitioner, who was the accused in C.C.No.159/2002 on the file of the JFCM-III, Kozhikode for an offence punishable under section 138 of the Negotiable Instruments Act, 1881, challenges the conviction entered and the sentence passed against him concurrently by the trial court for the said offence.

2. Pending this revision, the parties have settled the matter and have filed Crl.M.A.No.10691/2007 under section 147 of the Act for recording the composition entered into by them. The said petition has been signed by both the revision petitioner as well as the complainant and their respective counsels. The composition is recorded and it will have the effect of an acquittal within the meaning of section 320(8) Cr.P.C.

This revision petition is disposed of as above.

(V. RAMKUMAR, JUDGE)

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